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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
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14
15 WESTERN WATERSHEDS PROJECT, *et al.*,

16 Plaintiffs,

17 v.

18 UNITED STATES FOREST SERVICE,
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20 Defendant.
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) No. 08-CV-1460 PJH

) STIPULATION & [PROPOSED] ORDER
) EXTENDING TIME TO ANSWER
) COMPLAINT AND CONTINUING
) CASE MANAGEMENT CONFERENCE

) Date: CMC set for June 19, 2008
) Time: 2:30 p.m.

) Hon. Phyllis J. Hamilton

1 Plaintiffs Western Watersheds Project, *et al.* and Defendant United States Forest Service
2 (the “Parties”) submit this Stipulation and Proposed Order extending the time within which
3 Defendant may respond to the complaint, anticipated to be amended prior to the time for
4 answering the original complaint, and continuing the currently scheduled Case Management
5 Conference. Pursuant to Local Rule 6-2, the Parties respectfully direct the Court’s attention to
6 the accompanying Declaration of David B. Glazer. The Parties further represent as follows:

7 1. Plaintiffs intend to file an amended complaint by May 30, 2008.

8 2. Defendant represents that it requires additional time to answer the complaint. The
9 current complaint runs 40 pages and consists of over 170 paragraphs. The majority of those
10 paragraphs contain detailed factual information that Defendant must carefully review and
11 consider in preparing a response. It is reasonable to expect that the amended complaint will
12 contain additional material requiring further analysis. (*See* Glazer Decl. ¶ 2.)

13 3. Given the nature of the complaint and claims presented thus far and anticipated to
14 be presented in the amended complaint, Defendant requires additional time to respond to the new
15 complaint (which will supersede the original complaint under Fed. R. Civ. P. 15(a)(1)(A)). In
16 addition, the Parties have begun discussion of case management issues and agree that it is most
17 practical to discuss and prepare a case management plan after plaintiffs file their amended
18 complaint, and they require additional time to do so. (Glazer Decl. ¶ 3.)

19 4. A Case Management Conference is currently set for June 19, 2008, at 2:30 p.m.

20 5. The Parties agree, subject to Court approval, that Defendant may have up to and
21 including July 3, 2008, to respond to the amended complaint.

22 6. The Parties further agree, subject to Court approval, that the Case Management
23 Conference should be continued from June 19, 2008, and propose that it be set for July 17, 2008,
24 with the Case Management Statement due July 10, 2008.

25 7. No other extensions have been sought by any party in this case. Other than
26 extending the time for answering the amended complaint and continuing the Case Management
27 Conference, the relief requested in this Stipulation will have no other effect on this case, in
28

1 which no events have been scheduled beyond the initial Case Management Conference. (Glazer
2 Decl. ¶ 4.)

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4 SO STIPULATED:

5 FOR PLAINTIFFS

6 Dated: May 16, 2008

7 /s/KLAUS H. HAMM
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17 FOR DEFENDANT

18 Dated: May 16, 2008

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25 [PROPOSED] ORDER

26 In consideration of the Stipulation set out above, the Court hereby Orders that Defendant
27 shall respond to the amended complaint on or before July 3, 2008. The Court further ORDERS

1 that the Case Management Conference, currently scheduled for June 19, 2008, at 2:30 p.m., is
2 continued to July 17, 2008, at _____, and that the parties' Joint Case Management
3 Conference Statement shall be filed by July 10, 2008.

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5 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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8 Dated: _____

HON. PHYLLIS J. HAMILTON
UNITED STATES DISTRICT JUDGE

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12 ATTORNEY ATTESTATION OF CONCURRENCE

13 I hereby attest that I have obtained concurrences in this filing for the signatures indicated
14 by a "conformed" signature ("/s/") within this e-filed document.

15 Dated: May 16, 2008

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